

BEFORE THE ARKANSAS WORKERS' COMPENSATION COMMISSION

CLAIM NO. F007980

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| JAMES D. JONES, EMPLOYEE | CLAIMANT |
| CITY OF NORTH LITTLE ROCK, EMPLOYER | RESPONDENT NO. 1 |
| MUNICIPAL LEAGUE WCT, CARRIER | RESPONDENT NO. 1 |
| DEATH & PERMANENT TOTAL DISABILITY TRUST FUND | RESPONDENT NO. 2 |

ORDER FILED MAY 17, 2007

Upon review before the FULL COMMISSION, Little Rock, Pulaski County, Arkansas.

Claimant represented by HONORABLE STEVEN R. McNEELY, Attorney at Law, Little Rock, Arkansas.

Respondent No. 1 represented by HONORABLE J. CHRIS BRADLEY, Attorney at Law, North Little Rock, Arkansas.

Respondent No. 2 represented by HONORABLE JUDY RUDD, Attorney at Law, Little Rock, Arkansas.

ORDER

Presently before the Commission is claimant's Motion to Clarify Attorney's Fees and Interest on Opinion filed April 11, 2007. After consideration of claimant's motion, respondents' lack of response thereto, and all other matters properly before the Commission, we find that the claimant's motion should be, and hereby is granted.

In an opinion filed April 11, 2007, the Commission found that the claimant prevailed, in part, on appeal by finding that Act 1168 of 1999 is unconstitutional. However,

our opinion was silent with regard to attorney's fees. Having prevailed on appeal, we find that the claimant's attorney is entitled to an attorney's fee and that the following paragraph was inadvertently omitted from our April 11, 2007, opinion:

All accrued benefits shall be paid in a lump sum without discount and with interest thereon at the lawful rate from the date of the Administrative Law Judge's decision in accordance with Ark. Code Ann. § 11-9-809 (Repl. 1996).

For prevailing on this appeal before the Full Commission, claimant's attorney is hereby awarded an additional attorney's fee in the amount of \$250.00 to be paid one-half by claimant and one-half by respondent. Ark. Code Ann. § 11-9-715(a) (2) (B) and § 11-9-715(b) (2).

IT IS SO ORDERED.

OLAN W. REEVES, Chairman

KAREN H. MCKINNEY, Commissioner

PHILIP A. HOOD, Commissioner